In the High Court of Uttaranchal, at Nainital.

(Stay Application No. 10138/2006)

with

Criminal Writ Petition No. 969/2006 (M/B)

1- Vivek S/o Vipin Kumar
2- Sachin @ Monu Tyagi, S/o Satya Kumar Tyagi
3- Pankaj S/o Rajendra Singh,
4- Sonu S/o Satyendra Singh
5- Mintu S/o Ranveer Singh
All R/o Village Narsan, Tehsil Roorkee, District Haridwar .. Petitioners.

Versus

1- State of Uttaranchal, through S.S.P. Haridwar, District Haridwar.
2- State House Officer, Police Station, Ranipur, District Haridwar.
3- Arunesh Pratap Singh (Trade Tax Officer, Class-II, Help Centre, Kuaheri, Narsan) S/o Amar Bahadur Singh, R/o 53, Civil Lines, Roorkee, District Haridwar ... Respondents.

Ms. Prabha Noliyal, learned counsel for the petitioners.
Sri D.K. Sharma, learned G.A. for the State.

Hon'ble B.C. Kandpal, J.
Hon'ble P.C. Pant, J.

By means of this petition the petitioners have prayed for following reliefs:-

(i) To issue a writ, order or direction in the nature of certiorari quashing and impugned F.I.R. in case crime No. 242/2006, U/Ss 147, 332, 353, 504, 420 and 467 I.P.C. and Section 7 Criminal Law Amendment Act, P.S. Manglore, District

Haridwar, contained in Annexure No. 1 to the writ petition.

(ii) To issue a writ, order or direction in the nature of mandamus commanding the respondent Nos. 1 and 2 not to arrest the petitioners in the aforesaid case crime during the pendency of the writ petition.

2- After hearing the learned counsel for the petitioners and the learned G.A. and considering the seriousness of the offences alleged against the petitioners, we do not find any ground to grant any of the releifs sought by the petitioners.

3- The writ petition is dismissed in limine.

4- The stay application also stands rejected.

(Prafulla C. Pant, J.) **(B.C. Kandpal, J.)**

Dated: 10-08-2006
ISB